



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants

: Brandon C. Carpenter et al.

Serial No.

: 10/822,404

Filed

: April 12, 2004

Title

: IMPROVED WRAPPER FOR SANDWICHES AND OTHER

PRODUCTS

Docket

: WET 0015 PA/40857.24

Art Unit

: 1773

Confirm. No.: 2889

1//3

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 on July 7,

2004

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Patricia L. Prior

Reg. No. 33,758

Sir:

INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR §§ 1.56, 1.97, AND 1.98

Applicants submit herewith patents, publications, and other information of which they are aware, which they believe may be material, as defined in 37 CFR §1.56(b), to the examination of this application and in respect of which there may be a duty to disclose in accordance with 37 CFR §1.56(a). While the information referred to in this Information Disclosure Statement may be material pursuant to 37 CFR §1.56(b), the filing of this Information Disclosure Statement is not intended to, pursuant to 37 CFR §1.97(h), constitute an admission that any patent, publication, or other information referred to is, or is considered to be, material to the patentability of this invention. No representation is made that a reference is "prior art" within the meaning of 35 U.S.C. §§ 102 and 103, and Applicants reserve the right, pursuant to 37 C.F.R. § 1.131 or otherwise, to establish otherwise. Further, pursuant to 37 CFR §1.97(g), the filing of this Statement should not be construed as a statement that a search has been made or that no other material information exists.

This Information Disclosure Statement is being filed within the period set forth in 37 CFR §1.97(b) because it is filed within three months of the filing date of a national

Serial No. 10/822,404

Docket No. WET 0015 PA/40857.24

application or within three months of the date of entry of the national stage as set forth in 37 CFR §1.491 in an international application.

The Office has waived the requirement pursuant to 37 CFR 1.98 (a)(2)(i) for submitting a copy of each cited U.S. patent and each U.S. patent application publication for all U.S. national patent applications filed after June 30, 2003 and for all international applications that have entered the national stage under 35 USC § 371 after June 30, 2003. Therefore, no copies of each cited U.S. patent and each cited U.S. patent application publication are enclosed, but the cited U.S. patents and the cited U.S. patent application publications are listed on PTO/SB/08A.

Respectfully submitted, DINSMORE & SHOHL LLP

By Patricia & Prior

Patricia L. Prior

Registration No. 33,758

One Dayton Centre One South Main Street, Suite 1300 Dayton, Ohio 45402-2023 Telephone: (937) 223-2050

Facsimile: (937) 223-0724

PLP/vlh

PTO/SB/08A (08-03)

Approved for use through 07/31/2006. OMB 0651-0031 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE der the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

Complete if Known

Application Number 10/822,404

Filing Date April 12, 2004

First Named Inventor Brandon C. Carpenter et al.

Art Unit 1773

Examiner Name

(Use as many sheets as necessary)

Substitute for form 1449/PTO

JUL 1 2 2004

TRADE

of 1 Attorney Docket Number WET 0015 PA/40857.24

			U. S. PATENT	DOCUMENTS	
Examiner Initials*	Cite No.1	Document Number Number-Kind Code ^{2 (# known)}	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		US- 4,118,541	10-03-1978	Power et al.	3
		^{US-} 4,795,648	01-03-1989	Capy et al.	
		^{US-} 4,878,765	11-07-1989	Watkins et al.	
		^{US-} 5,057,359	10-15-1991	Merdem et al.	
		US- 5,125,564	06-30-1992	Сару	
		^{US-} 5,094,863	03-10-1992	Vandenburg	
		^{US-} 5,279,456	01-18-1994	Bernstein	
		^{US-} 5,421,508	06-06-1995	Beales	
		^{US-} Re. 35,241	05-14-1996	Capy et al.	
		^{US-} 5,518,169	05-21-1996	Beales	
•		^{US-} 5,567,455	10-22-1996	Alsbrook, Sr.	
		^{US-} 5,580,625	12-03-1996	Capy et al.	
		^{US-} 5,603,996	02-18-1997	Overcash et al.	
		^{US-} 5,827,616	10-27-1998	Girard et al.	
		US- 5,899,377	05-04-1999	Speese et al.	
		^{US-} 5,916,666	06-29-1999	Huber et al.	
		^{US-} 5,964,534	10-12-1999	Welles	
		^{US-} 6,093,431	07-25-2000	Sullivan et al.	
-		US-			

FOREIGN PATENT DOCUMENTS									
Examiner Initials*	Cite No.1	Foreign Patent Document	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages				
		Country Code ³ Number ⁴ Kind Code ⁵ (if known)	MM-DD-YYYY		Or Relevant Figures Appear	T ₆			
<u></u>									
	ļ					<u> </u>			
		<u> </u>		•	L				

Examiner		Date	
Signature		Considered	
			<u> </u>

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. Applicant's unique citation designation number (optional). See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.